



SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING, JR.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN F. COOK
DISTRICT NO. 4

DANIEL S. POWER
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY W. COBOS
DISTRICT NO. 8

**PROPOSED AGENDA FOR
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS
JUNE 22, 2004
9:00 A.M.**

ROLL CALL

Invocation – Police Chaplain Carlos Flores
Pledge of Allegiance

REGULAR AGENDA

1. Concern on continued corruption within EPPD, IA, DA office and lack of effort from Civil Service Commission to address matters. [Jesus Luna]
2. Discussion and action on automatic door openers at Acosta Center, 4321 Delta. [Raul Garcia]
3. Discussion and action for reconsideration of the rejection of geotechnical and materials testing services contract. [Professional Service Industries, Inc., Danny R. Anderson]

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

4. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meetings of April 1, 2003, June 15, June 8, and June 2, 2004, and Special City Council Meetings of June 9, and June 16, 2004.

5. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

6. **RESOLUTIONS:**

6A. That the Mayor be authorized to sign a Sponsorship Agreement between the City of El Paso and Entravision Communications, to provide for promotional support for the Arts and Culture Department's Music Under the Stars World Festival and the Alfresco Fridays Downtown Concerts in exchange for the identification of Entravision Communications as a media sponsor. **(All Districts)**
[Arts and Culture, Alejandrina Drew, (915) 541-4481]

- 6B.** That the Mayor be authorized to sign on behalf of the City, a Contract of Sale between the CITY OF EL PASO and MARTIN BELTRAN for the purchase of Lot 2 (Replat 26 & 27), Block 7, Stiles Garden, El Paso, El Paso County, Texas, also known as 331 Dodge Road, to be used as additional right-of-way related to the Hawkins Extension Project. **(District 3)**
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 6C.** That the Mayor be authorized to sign on behalf of the City, a Contract of Sale between the CITY OF EL PASO and GUILLERMO & EUGENIA GRADO for the purchase of Lot 3 (Replat 26 & 27), Block 7, Stiles Garden, El Paso, El Paso County, Texas, also known as 327 Dodge Road to be used as additional right-of-way related to the Hawkins Extension Project. **(District 3)**
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 6D.** That the Mayor be authorized to sign on behalf of the City, a Contract of Sale between the CITY OF EL PASO and JOSE M. RAMOS for the purchase of Lot 7 (Replat 26 & 27), Block 7, Stiles Garden, El Paso, El Paso County, Texas, also known as 311 Dodge Road to be used as additional right-of-way related to Hawkins Extension Project. **(District 3)**
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 6E.** That the Mayor be authorized to sign, on behalf of the City of El Paso, a Second Amendment to an Interlocal Agreement between the INSTITUTE FOR POLICY AND ECONOMIC DEVELOPMENT (IPED), which is part of the University of Texas at El Paso, and the CITY OF EL PASO to extend the term of the First Amendment to Interlocal Agreement dated April 27, 2004 from July 1, 2004 to August 1, 2004, and to revise the Scope of Services as described in the amended Agreement.
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 6F.** That the Mayor be authorized to sign on behalf of the City, a Contract of Sale between the CITY OF EL PASO and JAIME HITA; MARGARITA HITA; JAIME HITA, JR.; and ERIC HITA, for the purchase of

Parcel - 6 - 3,014 square feet, more or less, being a portion of Lot 14, Block 2, of Hueco View Acres, an Addition to the City of El Paso, El Paso County, Texas, to be used for the Edgemere Extension Project. **(District 5)**
[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]
- 6G.** That the Mayor be authorized to execute and file Grant Applications to the Corporation for National Service for the Foster Grandparent Program in the amount of \$3,211 and for the Retired and Senior Volunteer Program in the amount of \$27,972 for the period of September 1, 2004 to August 31, 2005; and

That Nathalie Prise, Interim Director, Community and Human Development, be authorized to furnish additional information as the Corporation for National Service may require in connection with the applications or the Programs and that Community Development staff be authorized to submit the grant applications electronically; and

That the Mayor be authorized to execute any Grant Agreements for the above amounts, or for a greater or lesser amounts, and any amendments to the initial Grant Agreements which increase, decrease or deobligate Program funds, provided that no additional City funds are required, upon approval by the Corporation for National Service. The funding obtained with this grant will benefit Districts 1 through 8. [Community and Human Development, Maria Valdivia, (915) 541-4379]

- 6H.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Four Thousand Six Hundred And No/100 Dollars (\$4,600.00, Grant - \$650.00 and Loan - \$3,950.00), against the following described real property:

Lot 2, Block 14, Millers Lakeside Addition, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Vol. 5, Page 7, Plat Records of El Paso County, Texas known and numbered as 122 Edith Drive

for consideration paid to the City in full satisfaction of certain Notes executed by the owners of the above-described real property; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of Four Hundred Nine and 12/100 Dollars (\$409.12). **(District 3)**

[Community and Human Development, Charles Ruiz, (915) 541-4221]

- 6I.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Sixteen Thousand Nine Hundred And No/100 Dollars (\$16,900.00, Loan - \$16,075.00 and Grant - \$825.00), against the following described real property:

Lots 33 and 34, Block 88D, First Revised Plat Of Logan Heights Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the Plat thereof on file in Book 12, Page 37, Plat Records of El Paso County, Texas; known and numbered as 3432 Keltner

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City. **(District 4)**

[Community and Human Development, Charles Ruiz, (915) 541-4221]

- 6J.** That the Mayor be authorized to sign an Assistance Amendment to the El Paso Brownfields Site Assessment Demonstration Pilot Assistance Agreement No. BP-98686001-2 to amend the budget as requested for the project period of September 30, 2004. The award amount remains \$200,000, subject to the terms and conditions of the original award, as amended. **(All Districts)**

[Economic Development, David G. Dobson, (915) 541-4680]

- 6K.** That the Mayor be authorized to sign, on behalf of the El Paso City-County Health and Environmental District, the following contract amendments and renewal, and related materials, with the Texas Department of Health:

EPI – CHILDHOOD POISONING PREVENTION

Document No. 7460007499-2005, Attachment No. 05

[El Paso City-County Health and Environmental District, Dr. Jorge C. Magaña, (915) 771-5702]

- 6L.** That the Director of the El Paso Museum of Art be authorized to accept, on behalf of the City of El Paso, the following gifts:

One (1) Painted wood and mixed media by Pam Nelson, ***Remember***, 1984, 25" x 69" x 8", One (1) Painted wood, copper, paste jewels by Pam Nelson, ***The Arrangement***, 1987, 35" x 28" x 6", One (1) Painted wood, copper by Pam Nelson, ***Your Life is on Fire***, 1989, 53" x 28" x 23", offered by Larry and Nancy Newman of Dallas, Texas, and

One (1) Fabricated steel, by James Drake, ***Walk-In File Cabinet***, 1984, 72" x 96" x 120", One (1) Fabricated steel, charcoal on paper, mixed media, by James Drake, ***The Border/La Frontera***, 1986-1988, 126" x 288" x 168", offered by Michael and Marynell Maloney of San Antonio, Texas.

[El Paso Museum of Art, Amy Grimm, (915) 532-1707, ext. 14]

- 6M.** That the City waive all of its portion of payment in lieu of taxes (P.I.L.O.T.) from the Housing Authority of the City of El Paso until November 1, 2013 in accordance with the Cooperation Agreement, and amendments thereto, between the City and the Housing Authority, with the monies to be designated to the Y.W.C.A. for childcare services in public housing complexes and/or for the benefit of public housing residents.

[Financial and Administrative Services, William Chapman, (915) 541-4011]

- 6N.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **RICHARD G. CAMPOS, JR.**, to assist the Information Technology Department as a Senior Programmer Analyst at a biweekly rate of \$2,057.69 for 40 hours per week. The term of the contract shall be for the period of June 23, 2004 through June 22, 2006. [Information Technology, Tony Montoya, (915) 541-4288]

- 6O.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **IVONNE NIETO-NILA**, to assist the Information Technology Department as a Programmer Analyst at a biweekly rate of \$1,596.15 for 40 hours per week. The term of the contract shall be for the period of June 23, 2004 through June 22, 2006. [Information Technology, Tony Montoya, (915) 541-4288]

- 6P.** That the Mayor be authorized to sign the Memorandum of Understanding (MOU) by and between the **CITY OF EL PASO** and **BORDER INSTITUTE OF TECHNOLOGY** to create a partnership for the Information Technology Student Internship Program. **(All Districts)**

[Information Technology, Tony Montoya, (915) 541-4288]

- 6Q.** That the Mayor be authorized to sign the Memorandum of Understanding (MOU) by and between the **CITY OF EL PASO** and **EL PASO COUNTY COMMUNITY COLLEGE DISTRICT** to create a partnership for the Information Technology Student Internship Program. **(All Districts)**
[Information Technology, Tony Montoya, (915) 541-4288]
- 6R.** That the Mayor be authorized to sign the Memorandum of Understanding (MOU) by and between the **CITY OF EL PASO** and **UNIVERSITY OF TEXAS AT EL PASO** to create a partnership for the Information Technology Student Internship Program. **(All Districts)** [Information Technology, Tony Montoya, (915) 541-4288]
- 6S.** That the Mayor be authorized to sign the Memorandum of Understanding (MOU) by and between the **CITY OF EL PASO** and **WESTERN TECHNICAL INSTITUTE** to create a partnership for the Information Technology Student Internship Program. **(All Districts)** [Information Technology, Tony Montoya, (915) 541-4288]
- 6T.** That the Mayor be authorized to sign a TSLAC grant application in the amount of \$75,913 for a Technical Assistance Negotiated Grant (TANG) between the Texas State Library Archives Commission and the City of El Paso for the term of September 1, 2004, through August 31, 2005, and that the Mayor be authorized to sign any required contracts and related documents to accept funding of that amount or any other amount approved by TSLAC. The funds will be used for automation/technology assistance to enable the El Paso Public Library and member libraries of the Texas Trans-Pecos Library System to use and maintain information resource technology. No City matching funds are required. **(All Districts)** [Library, Carol A. Brey-Casiano, (915) 875-0705]
- 6U.** That the Mayor be authorized to sign an Amended Partnership Agreement between the Upper Rio Grande Workforce Development Board, Inc. and Top Chief Elected Officials of the Upper Rio Grande Workforce Development Area to extend the term of the Partnership's Agreement until August 31, 2004. There is no change to the remaining terms and conditions of the Agreement.
[Mayor's Office, Adrian Ocegueda, (915) 541-4145]
- 6V.** That the Mayor be authorized to execute the following **EMPLOYEE CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

AQUATICS**DEPARTMENT ID: 51010281, ACCOUNT 501011**

- | | | |
|----|--------------|--|
| 1. | CONTRACTOR: | Sonny Bernal, Lifeguard, Step 3 |
| | DATES: | June 23, 2004 through September 30, 2004 |
| | RATE PER HR: | \$6.20 |
| | CONTRACT NO: | 2003/2004-287 |

2. CONTRACTOR: Graciela Casas, Swim Instructor, Step 2
 DATES: June 23, 2004 through September 30, 2004
 RATE PER HR: \$5.50
 CONTRACT NO: **2003/2004-288**

- 6W.** That the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2003/2004** appropriations to be approved by the City Council.
 [Parks & Recreation, Norman Merrifield, (915) 541-4331]

SAN JUAN RECREATION CENTER

DEPARTMENT ID: 51510123, ACCOUNT 502214

1. CONTRACTOR: Sarah M. Anchondo, Ballet Instructor
 DATES: June 23, 2004 through August 31, 2004
 RATE PER CL: \$8.00
 MAXIMUM AMT: \$336.00
 CONTRACT: **2003/2004-158**
2. CONTRACTOR: Danielle Salamanca, Ballet Instructor
 DATES: June 23, 2004 through August 31, 2004
 RATE PER CL: \$8.00
 MAXIMUM AMT: \$336.00
 CONTRACT: **2003/2004-159**

PAVO REAL RECREATION CENTER

DEPARTMENT ID: 51510115, ACCOUNT 502214

3. CONTRACTOR: Anthony Gonzalez, Game/Sports Coordinator
 DATES: June 23, 2004 through August 31, 2004
 RATE PER CL: \$8.00
 MAXIMUM AMT: \$1,800.00
 CONTRACT: **2003/2004-160**

- 6X.**
1. That the El Paso City Council approves submission of the grant application for the Victim Services Response Team project to the Office of the Governor, Criminal Justice Division.
 2. The Deputy Mayor Pro Tempore be authorized to sign the grant application including all understandings and assurances contained therein, and apply for, accept, reject, alter or terminate the grant in the amount of \$53,032.00, from the City of El Paso Police Department to the Office of the Governor, Criminal Justice Division, the purpose of continuing the efforts of the Police Department's Victim Services Response Team.
 3. The City of El Paso agrees to provide cash matching funds in the amount of \$12,362.00 and an in-kind match of \$5,315.00.
 4. The El Paso City Council agrees that the existence of an award will not be used to offset or decrease total salaries, expenses and allowances that the City receives or provides to its Police Department at or after the time the grant is awarded.

5. The Deputy Mayor Pro Tempore be authorized to sign Cooperative Working Agreements relating to the grant with the following agencies: El Paso County Sheriff's Office; Court Appointed Special Advocates; Diocesan Migrant and Refugee Services, Inc., Battered Spouse Program; STARS; El Paso County District Attorney, Victim Assistance Program; El Paso County District Attorney, Domestic Violence Unit; El Paso County Attorney's Office, VOCA Protective Orders Program; Center Against Family Violence; Advocacy Center for the Children of El Paso; West Texas Community Supervision and Corrections Department, Victim Services Program; Rio Grande Council of Governments; and Family Service of El Paso, Crime Survivors Counseling Program.

[Police Department, Interim Assistant Chief Paul Cross, (915) 564-7310]

- 6Y.** That the Mayor be authorized to sign and submit a revised grant application form and other related documents for a COPS Securing our Schools Grant from the U.S. Department of Justice, Office of Community Oriented Policing Services, in the revised amount of \$37,500.00 for the purpose of providing training and coordination with local school districts and other agencies regarding a public safety response program. Matching funds required in the revised amount of \$37,500.00. [Police Department, Interim Assistant Chief Paul Cross, (915) 564-7310]
- 6Z.** That the Mayor be authorized to submit a Grant Application to the Albert & Ethel Herzstein Charitable Foundation to request funding in the amount of \$30,000.00, for the purpose of paying a portion of the salary and benefits for two full time Multi Agency Referral System (MARS) coordinators at the Police Department, who provide early intervention services to minority and at-risk youth. No matching funds required. [Police Department, Interim Assistant Chief Paul Cross, (915) 564-7310]
- 6AA.** That the Mayor be authorized to submit a Grant Application to the Brown Foundation, Inc. to request funding in the amount of \$50,000.00, for the purpose of paying a portion of the salary and benefits for two full time Multi Agency Referral System (MARS) coordinators at the Police Department, who provide early intervention services to minority and at-risk youth. No matching funds required. [Police Department, Interim Assistant Chief Paul Cross, (915) 564-7310]
- 6BB.** That the Mayor be authorized to sign all necessary documents and accept a Grant Award for a COPS in Schools 2004 Grant (Grant Number 2004SHWX0054) from the U.S. Department of Justice, Office of Community Oriented Policing Services, in the amount of \$471,600 for the purpose of deploying four (4) additional School Resource Officers at the Ysleta Independent School District to work in and around schools as part of an overall plan to address crime and related problems through community policing and that the Mayor be authorized to execute on behalf of the City of El Paso, any grant amendments to the initial Grant Agreement which increase, decrease or deobligate program funds provided that no additional City funds are required, or which decrease the amount of matching funds, and any documents to request and accept an extension of the award ending date for the grant. No matching funds are required. [Police Department, Interim Assistant Chief Paul Cross, (915) 564-7310]

7. Notice to set a public hearing to be held on July 20th, 2004 to determine if the property located at 8313 Hester Road in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated May 2004. The owner of record as of May 28th, 2004, Adolfo I. Castillo, C/O J. Eduardo Cadena, 1017 Montana Avenue, El Paso, Texas 79902, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 7)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
8. Request for provisional appointment(s) in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:
- 8A.** Accounting Technician (1)
[Comptrollers, Carmen Arrieta-Candelaria, (915) 541-4239]
- 8B.** Solid Waste Landfill Attendant (1)
[Solid Waste Management, Jeffrey Belles, (915) 621-6719]
9. **STAFFING TABLE CHANGE:**
- MAYOR AND COUNCIL:**
- | | | | |
|--------|------|-----------------------|------|
| Delete | 1.00 | Internal Auditor | EX G |
| Add | 1.00 | City Internal Auditor | EX D |
- [Mayor & Council, Jim Martinez, (915) 541-4015]
10. **BOARD RE-APPOINTMENT:**
- Maritza R. Ruley to the Foster Grandparent Program Advisory Council by Representative John F. Cook. [Representative John F. Cook, (915) 541-4140]
11. **BOARD APPOINTMENTS:**
- 11A.** Bobbi McConaughy Gonzales to the City-County Animal Shelter Advisory Committee by Mayor Joe Wardy. [Mayor's Office, Adrian Ocegueda, (915) 541-4145]
- 11B.** Larry Nance to the Zoning Board of Adjustment (as a Regular member) by Representative Susan Austin, District 1. [Representative Susan Austin, (915) 541-4886]
- 11C.** L. Gus Haddad to the City Plan Commission by Representative Robert A. Cushing, Jr., District 2. [Representative Robert A. Cushing, Jr., (915) 541-4996]
12. **RESIDENTIAL STREET LIGHT(S):** Approve installation, power, and maintenance of residential street light(s) at the following location(s):
- 12A.** SW corner of San Diego and Kentucky Cost: \$899.00 **(District 2)**
[Representative Robert A. Cushing, Jr., (915) 541-4996]
- 12B.** Corner of 3231 Tyler Cost: \$899.00 **(District 2)**
[Representative Robert A. Cushing, Jr., (915) 541-4996]

- 12C.** NE corner of Apollo Avenue and Claire Place Cost: \$899.00 **(District 2)**
[Representative Robert A. Cushing, Jr., (915) 541-4996]
- 12D.** 10 Street Lights on Dale Road at various locations, as per attachments, between North Loop Dr. and Orgain Wy. in the amount \$8,555.00. **(District 3)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- | | | |
|-----|-------------------------------|----------|
| 1. | 7101 Dale Road | \$464.00 |
| 2. | 7119 Dale Road | \$899.00 |
| 3. | 7138 Dale Road | \$899.00 |
| 4. | 7153 Dale Road | \$899.00 |
| 5. | Dale Road SW corner at Bucher | \$899.00 |
| 6. | 7207 Dale Road | \$899.00 |
| 7. | 7221 Dale Road | \$899.00 |
| 8. | 7237 Dale Road | \$899.00 |
| 9. | 7306 Dale Road | \$899.00 |
| 10. | 7320 Dale Road | \$899.00 |
- 13.** Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]
- 13A.** PID #C340-999-1170-2700, \$181.79 per month installments on a balance of \$3,272.22 for 2003 taxes; Mitchell L. & Liliana Felix – 643 El Parque. **(District 1)**
- 13B.** PID #G825-000-0040-0050, \$196.46 per month installments on a balance of \$2,357.52 for 2001 & 2002 taxes; Salvador, Jr., & M. Hernandez – 764 Lico. **(District – County)**
- 13C.** PID #M794-999-0640-8600, \$202.40 per month installments on a balance of \$2,226.40 for 2003 taxes; Enrique S. Armendariz – 3300 Polk Ave. **(District 2)**
- 13D.** PID #V893-999-0300-3900, \$288.04 per month installments on a balance of \$3,456.48 for 2003 taxes; Beatriz L. Ramirez – 1636 Vista De Oro. **(District 7)**
- 13E.** PID #W418-999-0050-2040, \$674.05 per month installments on a balance of \$8,088.60 for 2003 taxes; Lorenzo L. III & Mona L. Nava - 617 Shadow Willow. **(District 8)**
- 14. APPLICATIONS FOR TAX REFUND:** [Tax Office, Juan Sandoval, (915) 541-4369]
- 14A.** Ocwen Federal Bank in the amount of \$3,259.77, overpayment of 2003 taxes. (PID #G686-999-0750-8500)
- 14B.** Charter Bank in the amount of \$3,266.42 overpayment of 2003 taxes. (PID #L212-999-0010-3000)
- 14C.** First American Tax Service in the amount of \$7,706.75, overpayment of 2003 taxes. (PID #U823-999-0040-2600)

- 15.** Authorization for use of District 5 discretionary funds in the amount of \$10,550.00 for improvements to Eastwood (Album) Park's Bark Park.
[Representative Daniel S. Power, (915) 541-4189]
- 16.** Request authorization to allocate \$1,600.00 from District 2 Discretionary Funds to assist the Parks and Recreation Department with the two Neighborhood Youth Outreach Programs, at Grandview/Sacramento and Friendly Community Centers for field trip to Western Playland. [Representative Robert A. Cushing, Jr., (915) 541-4416]
- 17.** Request that the Director of Purchasing be authorized to exercise the City's option to purchase additional quantities pursuant to the terms of Contract No. 2003-152 for Automated External Defibrillators with Access CardioSystems Inc.

Department: Police Department
 Funds available: 21010060-503123-01101
 Funding source: Operating Funds
 Item (s): Item 1 – Automated External Defibrillators
 2 each @ \$1,180.00 each
 Total award: \$2,360.00
District (s): All
 [Purchasing, Alfonso Guerrero Jr., (915) 541-4654]

- 18.** Request that the Director of Purchasing be authorized to issue Purchase Order(s) as necessary to RLM Software to provide its licensed database platforms, including maintenance and support, of its proprietary software, FlightView® until such time that RLM Software is no longer the sole source.

RLM Software is the developer and exclusive sole source provider of FlightView®. As proprietor of the database platforms, RLM Software is the only known source that can provide the required processing and support to its proprietary software platform(s).

These database platform(s) will provide information in a graphical format about flights for which the departure or arrival airport is El Paso International Airport for both Airport Operations and on the Airport's Web Site.

Furthermore, it is requested that staff be authorized to negotiate, the City Attorney's Office to review and that the Mayor execute any additional documents and/or licensing agreements as necessary. Funds for this expenditure shall be made available in the following account:

Department: Department of Aviation
 Funds Available: 62620003-503121
 Funding Source: Airport Operating Funds
 Amount: \$15,000.00 (annual estimate)
District(s): District 3 (2004-225)
 [Purchasing, Enrique Acosta Jr., (915) 541-4267]

19. REQUEST FOR PROPOSAL:

This competitive sealed bid proposal is being awarded to the responsible offeror whose proposal is determined to be the most advantageous to the City, considering the relative importance of price and the other evaluation factors included in the request for proposal.

Bid No.:	2004-165R	Professional Planning Services For Development of Public Art Master Plan
Award to:		Freeman/Whitehurst Group Phoenix, AZ
Item (s):		All
Amount:		\$75,000.00
Department:		Arts Resources
Funds available:		Contingency Funds
Funding source:		Contingency Account
Total award:		\$75,000.00
District (s):		All

The review committee for the Award of Professional Planning Services for Development of Public Art Master Plan has met and reviewed the proposals that were received. It is the recommendation of the committee to award the RFP to this firm. The proposal response addressed the scope and intent of the RFP and was the highest ranked proposer.

This project will be funded from funds from the contingency account. It is requested to use funds from the contingency account and that budget transfers by staff be authorized.

Additionally, it is requested authorization for City staff to negotiate, City Attorney's Office to review, and the Mayor be authorized to execute any related contract documents and agreements necessary during the contract.

It further is requested that the Mayor and staff be authorized to execute budget transfers for this award and project, as necessary. [Purchasing Department, Ray Heredia, (915) 541-4316]

20. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

20A.	Bid No.:	2004-135	Commercial Floor Maintenance Machines
	Award to:	Vendor 1	Alto U.S., Inc. Chesterfield, MO
	Item (s):		1
	Amount:		\$14,205.76
	Award to:	Vendor 2	Best Machine Repair, Inc. El Paso, TX
	Item (s):		3
	Amount:		\$27,900.00

Award to: Vendor 3 Thoro-Matic, Inc.
Kanakakee, IL
Item (s): 2
Amount: \$1,405.00

Department: Department of Aviation
Funds available: 626200020-508008PS-P500004-41022
Funding source: Airport Capital Funds
Total award: \$43,510.76
District (s): 3

The Department of Aviation and the Purchasing Department recommend award as indicated to the lowest responsive offer(s), by definition meeting specifications, from responsible parties. This is a fixed-price, single (one-time) purchase, to Commercial Floor Maintenance Machines. A lower bid was received but was deemed non-responsive as detailed in the backup.

Vendor 1 and Vendor 3 offer the City the option of purchasing up to 100% of the original contract quantities, if the option is exercised within Six (6) Months, from the date of award of the contract. Vendor 2 offers the City the option of purchasing up to 100% of the original contract quantities, if the option is exercised within Three (3) Months, from the date of award of the contract.

Vendor 3 offers a 4% discount if paid within 10 days.
[Purchasing, Enrique Acosta Jr., (915) 541-4267]

20B. Bid No.: 2004-171 Street Name Sign Hardware
Award to: MD Solutions
Dublin, Ohio
Item (s): #1, #2 & #3 (all)
Amount: \$30,190.00

Department: Street Department
Funds available: 14200403-32010287-508027-503203-PBE04ST128
Funding source: General Street Operations-FY 2004 Bonds
Total award: \$30,190.00
District (s): All

The Street and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option of purchasing up to 100% of the original contract quantities, at the same unit prices, if the option is exercised within Sixty (60) or Ninety (90) days from date of award of the contract.

This is a fixed-price, single (one time) purchase, for Street Name Sign Hardware for the Street Department. [Purchasing, Jesus M. Juarez, (915) 541-4317]

20C. Bid No.: 2004-172 Audible Pedestrian Signals
Award to: Consolidated Traffic Controls, Inc.
Arlington, Texas
Item (s): #1 & #2 (all)
Amount: \$28,400.00 (estimated)

Department: Street Department-Traffic Engineering Division
 Funds available: 14200403-508027-PBE04ST130-PBE04ST131
 Funding source: 29145-29146-Singal & Flasher Installation
 Total award: \$28,400.00 (estimated)
District (s): All

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids. The Street-Traffic Engineering Division and Purchasing Departments recommend award as indicated to the Sole responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the award.

This is a Requirements Type Contract with an initial term of Twelve (12) months.
 [Purchasing, Jesus M. Juarez, (915) 541-4317]

- 20D.** Bid No.: 2004-174 Signal Cable
 Award to: Vendor 1 Paige Electric Co.
 Uncon, NJ
 Item (s): 1-3-6
 Amount: \$17,570.00
- Vendor 2 Graybar Electric
 El Paso, TX
 Item (s): 7
 Amount: \$12,075.00
- Department: Municipal Services-Street Department
 Funds available: 32010288-01101-503203
 Funding source: Operating Account-Traffic Signals
 Total award: \$29,645.00
District (s): All

Street Department and Purchasing recommend award as indicated, as these vendors are the low, responsible and responsive bidders meeting specifications. This is a one-time purchase. [Purchasing, Ray Heredia, (915) 541-4316]

- 20E.** Bid No.: 2004-180 Peterbilt Proprietary Parts & Service
 Award to: Rush Truck Center
 El Paso, Texas
 Item (s): #1 & #2 (all)
 Amount: \$110,000.00 (estimated annually)
- Department: Fleet Services
 Funds available: 37370510-503121-45202
 Funding source: Fleet Service Internal Service Fund
 Total award: \$330,000.00 (estimated)
District (s): All

The Fleet Service and Purchasing Departments recommend award as indicated to the Sole lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for one (1) additional year if the option is exercised within one (1) year from the date of the contract.

No other options offered. This is a Requirements Type Contract with an initial term of Thirty-Six (36) months. [Purchasing, Jesus M. Juarez, (915) 541-4317]

20F. Bid No.: 2004-182 Street Construction Material-Emulsions
Award to: Jobe Concrete Products, Inc.
El Paso, Texas
Item (s): Group I, #1 & #2, Group II, #1, #1B & #1C
Amount: \$15,000.00 (estimated annually)

Department: Street Department
Funds available: 32010200-503203-01101
Funding source: Street Operations Fund
Total award: \$30,000.00 (estimated)
District (s): All

The Street and Purchasing Departments recommend award as indicated to the Sole responsive offer meeting specifications, from responsible parties.

No options offered. This is a Requirements Type Contract with an initial term of Twenty-Four (24) months. [Purchasing, Jesus M. Juarez, (915) 541-4317]

20G. Bid No.: 2004-184 Proprietary Parts & Service-Dodge/Chrysler Motor Co.
Award to: Dick Poe Chrysler/Jeep
El Paso, Texas
Item (s): Group A, #1 & #1A, Group B (all)
Amount: \$25,000.00 (estimated annually)

Department: Fleet Services
Funds available: 37370510-503121-45202
Funding source: Fleet Service Internal Service Fund
Total award: \$75,000.00 (estimated)
District (s): All

The Fleet Service and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.
No options offered. This is a Requirements Type Contract with an initial term of Thirty-Six (36) months. [Purchasing, Ray Heredia, (915) 541-4316]

21. BUDGET TRANSFERS: [Office of Management and Budget, David Almonte, (915) 541-4011]

21A. BT2004-677 BUILDING AND PLANNING SERVICES
Building and Planning Services proposes to appropriate \$52,482 to fund construction of Vista Del Sol Park. Funding source is 2000 QOL bonds. Building and Planning Services also proposes to transfer \$5,674 within the project to realign the project budget. **(District 7)**

Decrease	\$ 2,200	from	31130600/PPW004604460059/508022	Admin
Decrease	\$ 1,365	from	31130600/PPW004604460059/508024	Testing
Increase	\$ 8,700	to	31130600/PPW004604460059/508026	Inspections
Increase	\$49,456	to	31130600/PPW004604460059/508027	Construction
Decrease	\$ 500	from	31130600/PPW004604460059/508050	Design
Decrease	\$ 1,609	from	31130600/PPW004604460059/508051	City Mgmt
Increase	\$52,482	to	31130600/PPW004604460059/407020	Bond Proc

21B. BT2004-825 PARKS AND RECREATION

This budget transfer requests the transfer of an existing appropriation to fund a summary audit of the Land Management and Recreation Services functions of Parks and Recreation. This implements Section 2.20.070 of the City Ordinance establishing the Board of Parks and Recreation.

Increase	\$25,000	to	51010214/01101/502115	Mgmt Consult
Decrease	\$25,000	from	51010262/01101/502212	Security

21C. BT2004-844 COMMUNITY AND HUMAN DEVELOPMENT

This budget transfer establishes the Public Service Board budget for the construction of the Ramona Avenue Street and Drainage Improvements Project funded through Community Development in the 29th (2003-2004) Yr.

Increase	\$67,920	to	71150065/G7128PS003711077/406002	LocGrProc
Increase	\$67,920	to	71150065/G7128PS003711077/508027	Construction

21D. BT2004-845 COMMUNITY AND HUMAN DEVELOPMENT

This budget transfer establishes the Public Service Board budget for the construction of the Thomas Place Street and Drainage Improvements Project funded through Community Development in the 29th (2003-2004) Year.

Increase	\$33,453.82	to	71150065/G7128PS003911078/406002	LocGrProc
Increase	\$33,453.82	to	71150065/G7128PS003911078/508027	Construction

21E. BT2004-854 AIRPORT

Transfer of funds to cover cost of RM Personnel Services for maintenance of the old Industrial Park area and Butterfield Trail Industrial Park for the remainder of the year. Costs have exceeded original estimates.

Increase	\$35,000	to	62620011/40101/502001	TempSrvCnt
Increase	\$40,000	to	62620013/40101/502001	TempSrvCnt
Increase	\$75,000	to	62620013/40101/407001	Intrafd Trfr In
Increase	\$75,000	to	62620018/P50000241021/407002	Est Rev
Increase	\$75,000	to	62620018/P50000241021/507001	IntrafdTrfrOut

21F. BT2004-855 FIRE

Request the transfer of an existing appropriation to correctly reflect the nature of spending for this fiscal year.

Decrease	\$30,000	from	22010100/01101/503120	UnfAppl&Sup
Decrease	\$ 2,000	from	22010319/01101/503122	MtSup/PtNOC
Decrease	\$ 2,363	from	22010319/01101/503200	Bldg/FcMt/Rp
Decrease	\$ 1,000	from	22010319/01101/503204	VehMaint/Rpr
Increase	\$35,363	to	22010320/01101/503118	VehMaint/Sup

21G. BT2004-863 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$16,836.52 of interest revenue from the 2003 COs to the Cotton Street Bridge project. **(District 8)**

Increase \$16,836.52	to	31260001/PPWST0302160632/407002	Est Rev
Increase \$16,836.52	to	31260001/PPWST0302160632/508030	Brdg/OvpsStr

21H. BT2004-880 BUILDING AND PLANNING SERVICES

Building and Planning Services proposes to appropriate \$4,232,528 to fund construction of the Plaza Theatre. Funding source is 2004 Revenue Bonds. **(District 8)**

Increase \$4,232,528	to	14300100/PPW031027911/508027	Construction
Increase \$4,232,528	to	14300100/PPW031027911/407020	Rev Bonds

22. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

22A. Orbis Forum & Union Plaza Property Owner's Association to use amplification (4 speakers, 4 microphones, 4 amps) at Western Park / Union Plaza on June 24, 2004 through August 26, 2004 from 6:00 p.m. to 10:00 p.m. (Thursdays only) for Summer Cultural Brew. Approximately 5 persons will take part and 40 spectators are anticipated. PERMIT # 04-055 **(District 8)** [Gilbert Guillen]

22B. Neighborhood Watch program to hold a parade on July 4, 2004 from 11:00 a.m. to 12:00 p.m. Route: Beginning on La Senda, turning right on Wenda, turning right on Franklin, turning right on Rosedale, turning left and ending at 201 Wenda. Approximately 30 persons will take part and 30 spectators are anticipated. PERMIT # 04-057 **(District 7)** [Dorine Baca Brown]

REGULAR AGENDA**23. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

23A. An Ordinance of the City Council of the City of El Paso, Texas, calling a Bond Election to be held within the City, on September 11, 2004; making provisions for the conduct of the election and other provisions incident and related to the purpose of this ordinance; and providing an effective date.
[Representative Robert A. Cushing, Jr., (915) 541-4996]

- 23B.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules) Section 12.88.180 (No Stopping or Standing- Tow - Away Zone), Subsection (A) of The El Paso Municipal Code, by amending a location on Missouri Avenue. The penalty being as provided in Section 12.88.180 of The El Paso Municipal Code. **(District 8)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 23C.** An Ordinance amending Title 12(Vehicles and Traffic) Chapter 12.88 (Schedules) Section 12.88.150 (Schedule XIV, Speed Limits), of The El Paso Municipal Code, to add subsections identifying the speed limit as Thirty Five Miles Per Hour on Jon Cunningham Boulevard, Marcus Uribe Drive Street and a portion of Loma Del Norte Drive. The penalty is as provided in Section 12.84.010 of The El Paso Municipal Code. **(District 4)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 23D.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules) Section 12.88.150 (Schedule XIV, Speed Limits), of The El Paso Municipal Code, to temporarily reduce the existing speed limit of 60 M.P.H. to 50 M.P.H. on U. S. 54 between Hondo Pass Drive and Yandell Drive for the duration of the U. S. 54 construction project. The penalty being as provided in Section 12.84.010 of The El Paso Municipal Code. **(Districts 2 and 8)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 23E.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules) Section 12.88.030 (Schedule III-Parking Prohibited At All Times On Certain Streets) to add a new location on Heisig Avenue between Main Street and Prospect Street, North side only. The penalty being as provided in Section 12.84.010 of The El Paso Municipal Code. **(District 8)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 23F.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.060 (Schedule VI-Parking Time Limited on Certain Streets), Paragraph A (Parking Time Limit Two Hours Between 8:00 a.m. and 6:00 p.m., Except Sundays and Legal Holidays) of The El Paso Municipal Code, to delete a location on Missouri Avenue, both sides, from Campbell Street to Ochoa Street. The penalty being as provided in Section 12.84.010 of The El Paso Municipal Code. **(District 8)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 23G.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.180 (No Stopping or Standing - Tow - Away Zone), Subsection (A) of The Municipal Code, by adding new locations on Dodge Road, Redd Road and Resler Drive. The penalty being as provided in Section 12.88.180 of The El Paso Municipal Code. **(Districts 1 and 3)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

- 23H.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III - Parking Prohibited At All Times on Certain Streets) to delete an existing location on the North side of Redd Road from Resler Drive to a point 150 feet East thereof. The penalty being as provided in Section 12.84.010 of The El Paso Municipal Code. **(District 1)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

PUBLIC HEARING WILL BE HELD ON WEDNESDAY, JULY 7, 2004 FOR ITEMS 23A – 23H

- 23I.** An Ordinance changing the zoning of Lots 23 And 24 and the East 17 feet of Lot 25, Block 93, East El Paso Addition, El Paso, El Paso County, Texas (3230 Montana Avenue) from R-5 (Residential) to A-O (Apartment/Office) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Richardo Romero / Representative: Luis De La Cruz; 9013 Lait Drive, El Paso, TX 79925. ZON04-00058 **(District 8)** [Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 23J.** An Ordinance granting Special Permit No. ZON04-00065, to allow for a planned residential development on Tract 4 and Tract 5A, Block 9, Upper Valley Surveys, El Paso, El Paso County, Texas pursuant to Section 20.12.040 (Zoning) of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Sal Massoud, Sam Philips, Jorge Herrera, and Victor Herrera / Representative: Del Rio Engineering, Inc.; 491 N. Resler Drive Suite F, El Paso, TX 79912. **(District 1)** [Planning, Research and Development, Fred Lopez, (915) 541-4925]

PUBLIC HEARING WILL BE HELD ON TUESDAY, JULY 13, 2004 FOR ITEMS 23I – 23J

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

24. DISCUSSION AND ACTION – MAYOR AND COUNCIL:

Discussion and action on a resolution expressing the will of the El Paso City Council regarding "deregulation" of electric services in the City of El Paso.
[Representative Robert A. Cushing, Jr., (915) 541-4996]

25. DISCUSSION AND ACTION – BUILDING AND PLANNING SERVICES:

- 25A.** Resolution that the Mayor be authorized to sign an Agreement for Geotechnical and Testing Laboratory Services by and between the **CITY OF EL PASO** and **PROFESSIONAL SERVICE INDUSTRIES, INC.**, for a two (2) year period for an amount not to exceed ONE MILLION FIVE HUNDRED THOUSAND AND 00/100 DOLLARS (\$1,500,000.00). **(Citywide)**
[Building & Planning Services Department, Patricia D. Adauto, (915) 541-4853]

- 25B.** Discussion and Action on the term and not to exceed amount related to the Agreement for Geotechnical and Testing Laboratory Services by and between the **CITY OF EL PASO** and **PROFESSIONAL SERVICE INDUSTRIES, INC.**
[Building & Planning Services Department, Patricia D. Adauto, (915) 541-4853]

26. DISCUSSION AND ACTION – PERSPECTIVA + 3 D/I (P+3):

Resolution that the Mayor be authorized to sign a Joint Resolution approved by the Public Service Board (PSB) on June 9, 2004, and authorizing the sale from PSB to the City of a parcel identified as a portion of Tract1A, Nellie D. Mundy Survey No. 240, El Paso, El Paso County, Texas, consisting of 34.121 acres of land, more or less. Such parcel has been found to be inexpedient to use in connection with the Water and Wastewater System, and its sale will not impair the assets or adversely affect the operations of the El Paso Water Utilities. The parcel shall be used as a park site for the City, which will pay PSB the sum of \$278,750 plus the cost of appraisal, survey, and environmental review, Phase I, for the transfer. Source of funds will be the 2000 Quality of Life Bond proceeds. [Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

27. PUBLIC HEARINGS – BUILDING PERMITS & INSPECTIONS:

- 27A.** Public hearing to determine if the property located at 700 E. Third Avenue AKA 502 S. Florence Street, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated September 5th, 2003. The owners of this property, Adolfo J. & Alexandro Avila, 8445 New Haven Drive, El Paso, Texas 79907, have been notified of the violations at this property. Property located at 502 S. Florence has delinquent taxes in the amount of \$209.30 **(District 8)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

- 27B.** Public hearing to determine if the property located at 11661 Norman Montion Drive, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 25th, 2004. The owner of record as of March 23rd, 2004, Ida M. Poole, 11661 Norman Montion Drive, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$9,495.60. **(District 5)**
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

28. PUBLIC HEARING – COMMUNITY AND HUMAN DEVELOPMENT:

- 28A.** Public Hearing to receive comments on, and discussion and action on Program Performance and the adoption of the Proposed Annual Action Plan 2004-2005 including the 30th Year (2004-2005) Community Development Block Grant Program Budget, the FY 2004 Emergency Shelter Grant and FY 2004 HOME Investment Partnerships Program Budgets.
[Community and Human Development, Nathalie Prise, (915) 541-4241]

28B. Resolution that the City Council having conducted a public hearing in order to receive comments on Program Performance and on the Proposed Annual Action Plan 2004-2005 of the Consolidated Plan for 2000-2005 hereby adopts a Final Action Plan for 2004-2005, including the 30th Year (2004-2005) Community Development Block Grant Program, FY 2004 Emergency Shelter Grant Program and FY 2004 HOME Investment Partnerships Program Budgets. **(All Districts)**
[Community and Human Development, Nathalie Prise, (915) 541-4241]

28C. Resolution that the Mayor be authorized to sign and submit to the Department of Housing and Urban Development (HUD) the Annual Action Plan 2004-2005, which includes the 30th Year (2004-2005) Community Development Block Grant Program, the FY 2004 Emergency Shelter Grant Program and the FY 2004 HOME Investment Partnerships Grant Program Budgets, and all certifications contained therein; and

That the Mayor be authorized to sign the Grant Agreements with HUD for the three entitlement grants covered by the Annual Action Plan: the Community Development Block Grant, the Emergency Shelter Grant and the HOME Investment Partnerships Program; and

That the Mayor be authorized to sign Letters of Support, Certifications of Local Government Approval, and Certifications of Consistency with the Consolidated Plan required by HUD or the State of Texas for grant applications or applications for Low Income Housing Tax Credits for programs covered by the Consolidated Plan; and

That the Mayor be authorized to sign standard Social Service Grant, Housing and Housing Services Grant, Emergency Shelter Grant, Planning Grant and Public Facility Project Contracts and related documents with the agencies approved for funding in the Annual Action Plan for 2004-2005, as approved by the City Attorney's Office and the Director of Community and Human Development; and

That the Mayor be authorized to sign all Environmental Assessments, Requests for Release of Funds, Certifications, and Performance Reports required by the U.S. Department of Housing and Urban Development for activities covered by the Consolidated Plan 2000-2005 and the Annual Action Plan 2004-2005.

(All Districts) [Community and Human Development, Nathalie Prise, (915) 541-4241]

29. PUBLIC HEARINGS – ENGINEERING DEPARTMENT – TRAFFIC DIVISION:

29A. An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III - Parking Prohibited At All Times On Certain Streets) to Delete An Existing Location On Both Sides of Westwind Drive From Southwind Drive to Pino Real Drive. The Penalty Being as Provided In Section 12.84.010 Of The El Paso Municipal Code. **(District 1)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

- 29B.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.180 (No Stopping or Standing - Tow-Away Zone), Subsection (A) Of The El Paso Municipal Code, By Adding New and Revising Existing Parking Restrictions On Westwind Drive. The Penalty As Provided in Section 12.84.010 Of The El Paso Municipal Code. **(District 1)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

30. PUBLIC HEARINGS – HUMAN RESOURCES:

- 30A.** An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 1, Civil Service Commission, to change the Commission Procedures.
[Human Resources, Terry A. Bond, (915) 541-4509]
- 30B.** An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 14, Efficiency Ratings, Section 7, Appeals, to change the Appeals Process.
[Human Resources, Terry A. Bond, (915) 541-4509]
- 30C.** An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 20, Lay-Off, Job rights, Reinstatement, to amend the Lay-Off and Reinstatement Procedures. [Human Resources, Terry A. Bond, (915) 541-4509]
- 30D.** An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 21, Ex-Parte Communications, to change the restrictions placed on Ex-Parte Communications. [Human Resources, Terry A. Bond, (915) 541-4509]

31. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:

- 31A.** An Ordinance changing the zoning of a portion of Tract 225, Sunrise Acres No. Two, El Paso, El Paso County, Texas (4650 Vulcan Drive) from R-4 (Residential) to A-M (Apartment-Mobile Home Park). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Martha P. Yee / Representative: Luis De La Cruz, 9013 Lait Drive, El Paso, TX 79925. ZON04-00045 **(District 2)**
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 31B.** Resolution that the Mayor be authorized to sign an Amendment to the Contract between TEXAS COMMERCE BANK - EL PASO, NA, INDEPENDENT EXECUTOR AND TRUSTEE UNDER THE WILL OF MARY WHITE BOYKIN, DECEASED, First Party, and the CITY OF EL PASO, Second Party, amending the Contract imposed by Ordinance No. 8929 and dated February 17, 1987; to release Condition No. 5 on the property described as *Lots 18, 19, 20, 21, and 22, Block 3, and a Portion of Kappa Road, Keystone Business Park, El Paso, El Paso County, Texas.* ZONE: C-4/sc (Commercial/special contract). ZON04-00028. Applicant: Keystone Dam, Ltd. / Representative: Paul O. Sergent, Jr., 6006 N. Mesa, Suite 110, El Paso, TX 79912. **THIS IS AN APPEAL CASE. (District 8)** [Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 31C.** An Ordinance changing the zoning of a portion of Tract 1, Block 6, Christy Tract in Block 31, Ysleta Grant, El Paso, El Paso County, Texas (Schwabe Road) from R-F (Ranch-Farm) to R-3A (Residential). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00049. Applicant/Representative: Adolfo & Rosa Lopez, 1135 Rio Vista, El Paso, TX 79927 **(District 7)**
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 31D.** An Ordinance changing the zoning of Lot 1 and a Portion of Lot 2, Block 2, Hueco View Acres and a Portion of Harkis Road, El Paso, El Paso County, Texas (North of Edgemere Blvd.) from M-1 (Manufacturing) to R-5 (Residential). The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00026. Applicant: JNC Development Co. / Representative: Conde, Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936 **(District 5)**
[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]
- 31E.** An Ordinance changing the zoning of Parcel 1: A portion of Tract 2B and a portion of the Ellis Lateral, Block 10, Upper Valley Surveys, El Paso, El Paso County, Texas from R-F (Ranch and Farm) to R-2 (Residential), Parcel 2: A portion of Tract 2B and a portion of the Ellis Lateral, Block 10, Upper Valley Surveys, El Paso, El Paso County, Texas from R-F (Ranch and Farm) to R-2A (Residential), Parcel 3: All of Tract 3A, a portion of Tract 1G, and a portion of the Ellis Lateral, Block 10, Upper Valley Surveys, El Paso, El Paso County, Texas from R-F (Ranch and Farm) to R-2A (Residential), and Parcel 4: A portion of Tract 1G and a portion of the Ellis Lateral, Block 10, Upper Valley Surveys, El Paso, El Paso County, Texas from R-F (Ranch and Farm) to R-3A (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: RPW Development Ltd. / Representative: CEA Engineering Group, 2718 Wyoming, El Paso, TX 79903. ZON03-00089 **(District 1)** [Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 31F.** An Ordinance changing the zoning of a portion of Lot 11 and all of Lot 12, Block 20, Second Amended Map of West Ysleta, El Paso, El Paso County, Texas from R-4 (Residential) to A-2 (Apartment). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Young Women's Christian Association / Representative: Jim Smith, 6236 Quail Avenue, El Paso, TX 79924. ZON04-00034 **(District 7)**
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 31G.** An Ordinance changing the zoning of Tracts 79 and 80, Sunrise Acres No. One, El Paso, El Paso County, Texas from R-4 (Residential) to R-5 (Residential). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Tropicana Homes, Inc. / Representative: Del Rio Engineering, Inc., 491 N. Resler Drive Suite F, El Paso, TX 79912. ZON04-00056 **(District 2)**
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 31H.** An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by adding church as a permitted use in Chapters 20.34 (C-OP Office Park District), 20.46 (M-1 Light Manufacturing District), 20.48 (M-2 Heavy Manufacturing District), 20.50 (M-3 Unrestricted Manufacturing District), 20.53 (U-P Union Plaza District), 20.58 (P-C Planned Commercial District), and 20.60 (P-I Planned Industrial District). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. **(All Districts)**
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 31I.** An ordinance amending the 2025 proposed thoroughfare system as detailed in the map atlas of the plan for El Paso and its related documents as originally approved by the El Paso City Council in 1999, and as subsequently amended, to redesignate proposed Arterial 1, between Mesa Street and Stanton Street as a collector arterial and delete the proposed Stanton Street extension between Arterial 1 and its existing termination point near Excalibur. **(District 1)**
[Planning Research and Development, Chuck Kooshian, (915) 541-4632]
- 32.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)
- Section 551.071 CONSULTATION WITH ATTORNEY
 Section 551.072 DELIBERATION REGARDING REAL PROPERTY
 Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
 Section 551.074 PERSONNEL MATTERS
 Section 551.076 DELIBERATION REGARDING SECURITY DEVICES
 Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS
- Discussion and action on the following:
- 32A.** Sun Metro Collection for vehicle number 9423, Allstate claim number 6321941806. (551.071) [City Attorney's Office, Michele Little Locke, (915) 541-4550]
- 32B.** Discussion and Action on Personnel Item - James Jackson (551.074)
[City Attorney's Office, Guadalupe Cuellar, (915) 541-4550]
- 32C.** Manuela Beltran, et. al. vs. The City of El Paso, et. al., EP-02-CA-0206-PRM (551.071) [City Attorney's Office, Michele Little Locke, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov>